

Claim 3 recites acquiring program guide information of accessible channels, including a currently tuned in channel and displaying the written program list to a user in response to the program guide command, simultaneously with the acquiring of the program guide information.

The Examiner relies upon column 5, lines 35-38 of Mankovitz. However, this portion teaches sending guide information when the television is likely to be turned OFF. Thus, the acquiring is achieved with the television off, and thus the display is not simultaneous with the acquiring. It is respectfully requested that the Examiner clarify how acquiring and displaying may be simultaneous if the television is turned off.

The Examiner also relies upon column 7, line 67 to column 8, line 2. This portion also fails to teach that acquiring is simultaneous with the displaying. Specifically, displaying comes after the searching of all signals, and therefore, the acquiring is not simultaneous with the displaying.

The Examiner also relies upon column 8, lines 11-14 of Mankovitz, which describes the viewer tunes and displays channels from one television signal while the VCR scans other television sources. For example, the input signal is cable while the other television sources include broadcast or satellite. Thus, this portion does not acquire program guide information of a currently tuned in channel. Independent claims 12, 19 and 38 are amended herein to further clarify that the apparatus is "for use with a tuner," thereby further distinguishing over this portion of Mankovitz.

In the "Response to Arguments" portion of the Office Action, the Examiner summarizes by stating that "it is clear that the user, during the VCR 740 scans the other television signal sources for guide information, is able to display the program guide on the television receiver as required by the claims." However, if the VCR is scanning other television sources, then there is no acquiring program guide information of accessible channels, including a currently tuned in channel.